THE HON'BLE SRI JUSTICE V.ESWARAIAH

WRIT PETITION No.23899 of 2006

Between:

T.Balaiah.

.. PETITIONER

and

The D.I.G. of Police and others.

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RESPONDENTS

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ORDER:

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This writ petition is filed seeking a Writ of Mandamus to direct the

1st respondent to take action against the 2nd respondent for not completing the investigation and not filing the charge-sheet in Cr.No.70 of 2006 on the file of Chagalamarri Police Station, Kurnool District.

A counter has been filed by the 1st respondent stating that he directed the 2nd respondent not to interfere with the personal life and liberty of the petitioner. Insofar as the complaint is concerned, it is stated that the matter is civil in nature and, therefore, the 2nd respondent directed both parties to settle the matter before the competent Civil Court. Insofar as completing of investigation and filing of charge-sheet in Cr.No.70 of 2006 on the file of Chagalamarri Police Station, Kurnool District is concerned, it is stated that the investigation is still pending.

I am of the opinion that there is no justification on the part of the respondents in not completing the investigation and in not filing the charge-sheet, more so, when the provision of Section 3(iv) of Scheduled Castes and Scheduled Tribes (Prevention of Atrocities) Act, 1989, has been involved.

Having regard to the facts and circumstances of the case, the writ petition is disposed of directing the respondents to expedite the investigation and file a final report in Cr.No.70 of 2006 on the file of Chagalamarri Police Station, Kurnool District, as expeditiously as possible, in accordance with law. There shall be no order as to costs.

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25-06-2007

Prv